IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.5782 OF 2004
IN
CRIMINAL APPEAL NO.329 OF 2004

Khalil Shaikh Ali Shaikh ...Applicant.

V/s.

The State of Maharashtra
(At the instance of Pydhonie
Police Station vide their
C.R.No.399/93)

Mr. S.P. Kadam, advocate for the applicant.

Mr. A.S. Shitole, A.P.P. for the State.

CORAM: V.M.KANADE,J.
DATE: 8th February, 2005

P.C.

1. Heard the learned counsel appearing on behalf of the applicant and the learned APP appearing on behalf of the State.

2. The applicant is convicted by the Trial Court for the offence punishable under section 392 of the Indian Penal Code and is sentenced to suffer R.I. for four years.

3. The applicant is in jail for the last 30 months and has undergone 3/4th of the sentence. The only evidence against the applicant is in the form of recovery of an amount of Rs 2,60,000/-. The other accused have been released on bail by this Court. In view of the fact that the applicant has already

undergone 3/4th of the sentence, the applicant be released on bail in the sum of Rs 5,000/- with one or two sureties in the like amount. He shall however report to the Nagpada Police Station once in a week.

V.M. KANADE, J.